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ATTACHMENT 1

COMMON OUTLINE FOR BRIEFING ON LEGAL & POLICY ISSUES

- I. INTRODUCTION
- II. PRESENT AND FUTURE PUBLIC CONVENIENCE AND NECESSITY OF PROJECT
 - A. Reasonableness of the Projection of Demand and Plant Size and Operations
 - B. Environmental Impacts of the MPWSP & Required Mitigation Measures
 - 1. Brine Discharge
 - 2. Coastal Erosion
 - 3. Other Environmental Impacts and Mitigations Including Groundwater, Terrestrial, Marine, and Cumulative
 - C. Cost and financing issues
 - 1. Reasonableness of Cost Cap
 - 2. Financing Issues
 - 3. Other Cost Issues
 - D. Benefits and Overriding Policy Considerations as Compared to Significant and Unavoidable Environmental Impacts of the Project
 - E. Legal Principles in Support of and in Opposition to MPWSP
 - 1. Site Restrictions and Source Water Issues Relating to the Salinas River Groundwater Basin, including Hydrogeologic Work and Water Rights
 - 2. CEQA Piecemealing
 - 3. Other
 - F. Jurisdictional Issues Related to the Governance Committee
 - G. Other CPCN factors
- III. CONCLUSION